IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

Writ Petition No. 1105 (S/S) of 2007

Raj Pal Singh S/o Sri Ram Swaroop Singh
Presently working as Assistant Teacher, Purva Madhyamik Vidyalaya, Dharampur Oliya Ramnagar,
District- Nainital ------- Petitioner

Versus

1. Joint Director Education, Nainital
2. Basic Shiksha Adhikari, Udham Singh Nagar
3. Basic Shiksha Adhikari, Nainital

------- Respondents

Hon'ble M. M. Ghildiyal, J.

Heard Sri S.S. Yadav, learned counsel for the petitioner and Sri N.P. Shah, learned Standing Counsel State of Uttarakhand for the respondents.

By means of this writ petition, the petitioner has prayed for the following reliefs:

1. Issue a writ, order or direction in the nature of mandamus directing the respondents to relieve the petitioner for the district Udham Singh Nagar.
2. Issue a writ, order or direction in the nature of mandamus directing the respondents to decide the options and representations of the petitioner.
3. Issue any other writ, order or direction, which this Hon'ble Court may deem fit and proper in the circumstances of the case.
4. Award the cost of the writ petition to the petitioner throughout.

The stand of the petitioner, who was appointed as Assistant Teacher in Junior Section, is that on bifurcation of the District Udham Singh Nagar, the petitioner gave his option for District Udham Singh Nagar, but the respondents are not paying any heed towards the request of the petitioner.

Learned counsel for the petitioner has submitted that there are sufficient posts vacant of Assistant Teachers in Junior Section. During the course of arguments, learned counsel for the petitioner has submitted for redressal of his grievances, the petitioner has already moved a number of representations before Additional District Education Officer (Basic), Nainital. The last representation, which he has moved is dated 12th December, 2006, which is Annexure 2 to the writ petition.

In the circumstances, I deem it fit and proper to direct the Additional Director of Education, Nainital to take decision on the representation of the petitioner dated 12th December, 2006 within a period of four weeks from the date of production of a certified copy of this order.

With this direction, the writ petition is finally disposed of. All the pending applications stand disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

18.08.2007
VKS